

STATE OF DELAWARE

PUBLIC EMPLOYMENT RELATIONS BOARD

NEW CASTLE COUNTY VO-TECH	:	
EDUCATION ASSOCIATION and	:	
PHILLIP THAYER	:	
	:	Review of P.E.R.B. Decision
Charging Party	:	
	:	<b><u>U.L.P. No. 97-09-219</u></b>
v.	:	
	:	
NEW CASTLE COUNTY VOCATIONAL	:	
TECHNICAL SCHOOL DISTRICT	:	
	:	
Respondent	:	

**BACKGROUND**

This charge was brought under Title 14 Delaware Code Chapter 40, the Public School Employment Relations Act ("Act"). The Charging Party requested review by the Public Employment Relations Board ("PERB") of the Executive Director's decision of January 7, 1998 dismissing the charge and finding that no probable cause exists to believe that an unfair labor practice has occurred.

**DECISION**

After review of the record and memoranda submitted by the parties on appeal, the Board unanimously reverses the Hearing Officers dismissal of the charge. The Board further orders the matter be remanded to the Executive Director for a full evidentiary hearing regarding the unfair labor practice charge. Accordingly, The DECISION IS REVERSED AND REMANDED.

DATE: March 20, 1998

/s/Henry E. Kressman

HENRY E. KRESSMAN, Chair

/s/John D. Daniello

JOHN D. DANIELLO, Member

/s/James F. Maher

JAMES F. MAHER, Esq., Member